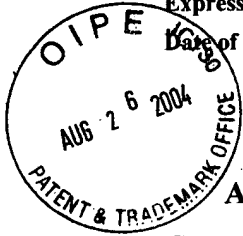


Express Mail Label No.: EV 328186705 US

Date of Deposit: August 26, 2004

PATENT APPLICATION

Atty Docket: 15966-557PO (Cura 57PO)



08-27-04 ITW
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Shimkets
SERIAL NUMBER : 10/644,349 **EXAMINER :** Not yet assigned
FILING DATE : August 20, 2003 **ART UNIT :** 1645
FOR : METHODS FOR DIAGNOSING AND TREATMENT OF CONDITIONS
THAT ALTER PHOSPHATE TRANSPORT IN MAMMALS

MAIL STOP PGPUB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313.1450

TRANSMITTAL

Transmitted herewith for filing in the present application are the following documents:

1. Notice of Foreign Filing and Request under 35 U.S.C. 122(b)(2)(B)(iii) to Rescind Previous Nonpublication Request (1 page);
2. Return post card.

No fee is believed due with this filing. However, the Commissioner is hereby authorized to charge any fees due, or credit any overpayment of same, to the undersigned's account, Deposit Account No. 50-0311, Reference No. 15966-557PO (Cura 57PO). A duplicate copy of this transmittal letter is enclosed.

Respectfully submitted,

Dated: August 26, 2004

Ivor R. Elrifi, Reg. No. 39,529
Kristin E. Konzak, Reg. No. 44,848
Attorney for Applicants
Telephone: (617) 542-6000
Facsimile: (617) 542-2241
Customer No. 30623.

Express Mail Label No.: EV328186705 US

Date of Deposit: August 26, 2004

Attorney Docket No. 15966-557 PO (Cura 57PO)

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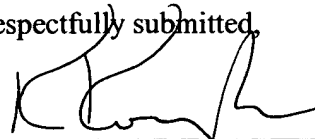
Alexandria, VA 22313.1450

**NOTICE OF FOREIGN FILING AND REQUEST UNDER 35 U.S.C 122(b)(2)(B)(iii)
TO RESCIND PREVIOUS NONPUBLICATION REQUEST**

Applicants hereby notify the Commissioner for Patents under 35 U.S.C. 122(b)(2)(B)(iii) that the invention disclosed in the instant application identified above has been the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing. Namely, an application drawn to the invention disclosed in the instant application was filed with the PCT on August 20, 2004. Applicants hereby rescind the Request for NonPublication under 35 U.S.C. 122(b)(2)(B)(i), dated August 20, 2003.

This notice and request to rescind is filed within 45 days of the August 20, 2004, filing date of the corresponding foreign application. This Notice is therefore timely filed as provided under 37 C.F.R. 1.213(b)-(c). No fee is believed due with this filing. However, the Commissioner is hereby authorized to charge any fees due, or credit any overpayment of same, to the undersigned's account, Deposit Account No. 50-0311, Reference No. 15966-557PO (Cura 57PO).

Respectfully submitted,



Dated: August 26, 2004

Ivor R. Elrifi, Reg. No. 39,529
Kristin E. Konzak, Reg. 44,848
Attorneys for Applicants
c/o MINTZ, LEVIN
Tel: (617) 542-6000
Fax: (617) 542-2241
Customer No. 30623